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OFFICE OF PETITIONS

In re Application of	:	
Kent E. Peterson	:	
Application No. 10/662,779	:	ON PETITION
Filed: September 15, 2003	:	
Attorney Docket No. NORTE-500A	:	

This is a decision on the petition to revive an unintentionally abandoned application under 37 CFR 1.137(b), filed August 18, 2006.

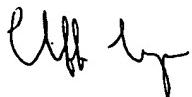
The petition under 37 CFR 1.137(b) is **GRANTED**.

The above-identified application became abandoned for failure to timely file a proper response to the final Office action mailed September 22, 2005, which set a shortened statutory period for reply of three (3) months. The application was held abandoned on December 23, 2005. A Notice of Abandonment was mailed on April 3, 2006. Applicant filed a petition to revive on April 24, 2006. However, the petition was dismissed in a decision mailed on August 10, 2006. The amendment submitted with the petition was determined by the Examiner to not place the application in condition for allowance.

With the instant petition, petitioner has submitted the petition fee, filed an RCE together with the appropriate fee, and made the proper statement of unintentional delay. As applicant did not submit an amendment with the RCE (as indicated on the RCE form), the required submission will be the amendment submitted with the petition to revive on April 3, 2006.

The matter is being forwarded to Group Art Unit 2817 for consideration of the RCE filed August 18, 2006, and the submission filed April 3, 2006 (with the petition to revive).

Telephone inquiries related to this decision should be directed to the undersigned at (571)272-3207.



Cliff Congo
Petitions Attorney
Office of Petitions